

**Meeting Minutes  
Board of Commissioners  
2524 Corydon Pike Suite 104  
New Albany IN 47150  
April 5, 2022  
6:00 P.M.**

Shawn Carruthers called the meeting to order and led the *Pledge of Allegiance*

**Present:** President Shawn Carruthers, Vice President John Schellenberger and Tim Kamer

**Also Present:** Attorney Rick Fox, Prosecutor Chris Lane, Recorder Lois Endris and Councilpersons Dale Bagshaw, Denise Konkle and Connie Moon

Shawn Carruthers led a moment of silence for those affected by COVID around the world.

**Old Business:**

**1. *Greenville Water – Audi Findley***

a. Request Amend ARP Water Project

Audi Findley requested a change in projects funded by American Rescue Plan (ARP) money. INDOT will be widening Highway 150 at Parkland Heights. The water lines need to be lowered for this project. INDOT has requested the Water Company to pay for 10%. The cost to Greenville would be approximately \$129,000.00. He asked to divert a portion of the money from two other projects approved for the ARP money be used for this project.

John Schellenberger commended them on using the money for public safety.

**Motion for Greenville to divert funds from 2021WTR16 and 2021WTR13 to help pay for INDOT project to lower the existing water line. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**New Business:**

**1. *Barrington Court Resident-Ron Brown***

a. Drainage Issues

Ron Brown spoke on behalf of his neighbors on Barrington Court concerning the drainage. The water is going into their back yards, under their houses, into their front yards and into the street. Some of their foundations are showing cracks and the situation is getting worse. He asked the County to help by putting in pipes or a culvert.

Mr. Brown stated County Engineer evaluated the issue. Horacio Urieta stated the existing drainage pipe might need to be replaced. Some residents have fences over it, that would need to be removed for the work and the County would not be responsible for the fences.

John Schellenberger stated it needs to go the Stormwater Board and Mr. Urieta can be the spokesperson.

## **2. Building Authority-Scott Stewart**

- a. FCR 2022-08 Authorization for Utilization of Public-Private Agreements as a Method of Procuring Necessary Projects for the County Requires the Adoption of the Provisions of Indiana Code 5-23.

**Motion for FCR 2022-08. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

Scott Stewart stated the Building Authority and the Commissioners are preparing RFPs for the City County Building renovation project and the Administrative and Life Center project. Both are expected to be issued on or about April 15. RFIs were sent out in January for the Grantline Road project. That RFI resulted in 12 companies interested in the projects. They hope to be able to select a developer by the end of May.

Scott Stewart stated the City of New Albany has withdrawn from the Building Authority. The State Statute states the County Commissioners can replace the Mayor's appointee and the County Council can replace the City Council's appointee.

**Motion to approve Chuck Summers to be on the Building Authority Board representing the Floyd County Commissioners as an additional appointee. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

## **3. MAC Construction-Rick Meunier**

- a. Uphill Run-Pavement Cut Free Waiver Request

Rick Meunier stated the City of New Albany is looking for ways to reduce cost for the project. There is approximately 2,200 feet of pavement of Payne Koehler Road that is affected by the project. They are proposing to do an open cut installation. The section is an older deteriorated pavement that he believes is scheduled to be paved in the summer. He asked for a waiver of the roadway cut fees since it will be paved this summer.

Don Lopp stated it is scheduled for paving. Horacio Urieta stated the paving schedule could change and it would leave that section of the road unpaved.

John Schellenberger stated he is against the waiver. Tim Kamer stated he does not see a good business justification of waiving the fees.

**Moved to not provide a cut fee waiver for Payne Koehler Road. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

## **4. Dan Cristiani-Mary Groher**

- a. Old Salem Road Closure for Road Cut

Greg Baughman asked for permission to close a section of Old Salem Road, south of Corydon Ridge Road for a directional drill down the middle of the road. The road will be open to Legacy Springs subdivision. The requested dates for the closure is Monday, April 11 to Friday, April 15. Mr. Baughman stated, if approved, he would notify ambulance and Fire Departments.

**Motion to approve Dan Cristiani to close Old Salem Road starting Monday, April 11 to end of day Friday, April 15. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**5. Director of Building and Development-Nick Creevy**

**a. Plat #1520 – Poplar Woods Section II**

Nick Creevy stated section two has 39 lots with a total 84 lots.

**Motion to approve Plat 1520 for Poplar Woods section 2. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**6. Director of Operations and Planning-Don Lopp**

**a. FCR 2022-05 Employee Travel and Vehicle Usage**

**Motion to approve FCR 2022-05 and add f. to include the director of operations and permission for the Commissioners to sign outside of meeting. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**b. FCR 2022-07 Department of Operations Notification Requirements Overtime and Secondary Employment**

**Motion to table FCR 2022-07. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**c. ATT Contract – Novaparke**

**Motion to approve the two AT&T contracts, Master Agreement 2010032 40133UA. One is an addendum for internet and the other one is for AT&T integrated services. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**d. FCO 2022-09 Amendment to EDIT Capital Plan**

Don Lopp stated \$46,000.00 for EMA radios are reflected in the plan.

**Motion to approve with unanimous consent FCO 2022-09 Amendment to EDIT Capital Plan. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**e. Approval – ROW purchases – Charlestown Road Multi-Use Trail Project**

Don Lopp stated INDOT has an 80/20 match for a trail from County Line Road and Kevin Hammersmith Park. There are 20 parcels to acquire. Six parcels have accepted offers of the appraised value.

**Motion to approve. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**f. 2022 Paving Schedule**

**Motion to approve 2022 paving schedule. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**g. Altawood and Buffalo Trail Project – Contract Amendment**

**Motion to approve. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**h. Inter-Local Agreement Greenville**

Attorney, Kristi Fox, stated on behalf of the County, the Interlocal agreement is by and between Floyd County Commissioners, County Council and the Town of Greenville for building services and municipal plan commission.

**Motion to approve. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**i. Plan Commission Building Security**

Kristi Fox spoke on behalf of BZA, Plan Commission and of the citizens of Floyd County. They have requested for security at the meetings. The Sheriff's Department they would have to pay for the services told her. Recently there have been some instances where an attendee is unhappy with decisions made. Don Lopp will be requesting an appropriation of funds to cover the overtime costs.

Vic Unruh stated he has been on both committees and spoke about a recent experience that was unsettling.

Rick Fox stated he had requested verbally on behalf of the Commissioners, a police presence at the meetings.

**Motion for Sheriff protection for Commissioners, Plan Commission and BZA as well as to have off line dialogue with the Sheriff about the logistics behind that. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**7. County Engineer-Horacio Urieta**

- a. INDOT Letter of Understanding for Closure of SR 11

**Motion to approve INDOT Letter of Understanding for Closure of SR 11. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

- b. Old Vincennes Road Survey

**Motion to approve work order 19-100-1 Old Vincennes Road Survey. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

- c. Grantline Road and St Joe Road Intersection Bid

**Motion to approve Ragle, Incorporated as the contractor for the Grantline Road and St. Joe Road intersection improvements. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**8. County Attorney-Rick Fox**

- a. Consent, Indemnification and Hold Harmless Agreement-Swearer

Attorney, Rick Fox stated the Stormwater Board approved the encroachment of a pool on an easement on 222 Tuscany Drive, Floyds Knobs, Indiana.

**Motion to approve Consent, Indemnification and Hold Harmless Agreement. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

**9. County Assessor-James Sinks**

- a. Tyler Technologies Contract

**Motion to approve. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

**10. County Recorder & County Prosecutor-Lois Endris & Chris Lane**

- a. ARP Funds

Floyd County Prosecutor, Chris Lane, advocated for the hard work the employees of the Prosecutor's Office and the Child Support Division have demonstrated throughout the last two years especially. The Court system was disrupted and the office adapted and overcame the many challenges that the pandemic caused on a daily basis. While Law Enforcement never stopped making arrests, the employees of the office never stopped investigating cases and

holding defendants accountable in order to continue to keep our community safe. They never stopped resolving cases and this has allowed the Justice System to continue to efficiently and effectively operate throughout COVID-19. In the Prosecutor's office 13 out of 17 people, who are qualified for ARP money, would have made more money collecting unemployment rather than working,

HR Director, Michelle Portwood, gave Prosecutor Lane a list of 108 employees that are still with the County that were with the County through all of COVID. His proposal is if a \$2,500.00 one-time fee to these employees that would equal \$270,000.00 out of the 15 million dollars of the ARP funds. That would be less than 2% of the funds. \$5,000.00 to the employees would be less than 4% or even \$1,500.00 would be 1.2%.

Recorder, Lois Endris, spoke on behalf of employees, not office holders. The Auditor and Treasurer's office made sure payroll happened for everyone. The Recorder, Auditor and Assessor's offices recorded a record number of volume in 2020 and 2021. The Assessor continued to evaluate all properties in a way it brought the ability for the Auditor and Treasurer to collect revenue that allows our County to fund the School System, Fire Departments, Jail and infrastructure. These offices, as a team, made sure business went on as usual. All of her staff in the Recorder's office average take home pay is \$982.00 every 2 weeks. Each of her employees have second jobs but remain faithful to the County.

Recorder Endris appealed to each of them, as a person, to show they care enough about the County they are leading to make a difference for the worker bees. Without these faithful, adaptable people, the queen bee, also known as the County, could not prosper.

Shawn Carruthers stated they would take under advisement.

### ***11. Board & Committee Reports***

Shawn Carruthers and John Schellenberger attended a meeting with HWC Engineering firm that is working with the State concerning the work on 150. They shared the issues they see as local residents.

Shawn Carruthers attended a ribbon cutting for CASA.

Shawn Carruthers and his wife attended a meeting at the Grand concerning drug issues in Floyd County. There will be settlement money from large pharmaceutical companies that our county will receive. The theme of the meeting is collaboration; it takes all of us to do big things to be a part of this.

John Schellenberger stated Horacio Urieta was at the HWA meeting. They met with consultants. They laid out the plan they have for several intersections on 150. They were open to their inputs.

John Schellenberger emphasized that the meetings they go to are during the day but they also have commitments after hours. They take time out of their daily schedules to attend these meetings.

- Let the record show the Commissioners have received the New Albany-Floyd County Library Board of Finance Meeting and New Albany-Floyd County Library Regular Monthly Meeting Minutes for February 7, 2022

- Let the record show the Commissioners have received the Clerks monthly report for February 2022
- Let the record show the Commissioners have received the Treasurer's monthly report for February 2022
- Let the record show the Commissioners received the first quarter 2022 EMS report from New Chapel
- Approval of the March 15, 2022 Commissioners Meeting Minutes

**Motion to approve. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

- Approval of Payroll and Claims

**Motion to approve. Moved by Tim Kamer. Seconded by John Schellenberger. Motion passed unanimously.**

#### Today's Meetings

Stormwater -4:30 p.m.

#### Next Commissioners Meeting:

April 19, 2022-6:00 p.m.

John Schellenberger stated Don Lopp put together a survey card on broadband that will be sent out to the unincorporated areas of Floyd County. If they have broadband, they can call a test number to record their speed and it will be reported to OCRA for documentation. There is a toll free number for residents that do not have broadband. They are working with other companies so they can use ARP money to bring broadband countywide. The residents will be receiving the cards in the next week. It is a priority of Floyd County for everyone to have access to broadband.

John Schellenberger asked the County Council to take another vote to refurbish the ambulances for Lafayette and Greenville Fire Districts. These Fire Stations are in close proximity to big schools, Greenville and Floyds Knobs Elementary. This will raise the standard for all of Floyd County.

Shawn Carruthers thanked Chris Lane and Lois Endris for speaking on behalf of the County employees.

Lois Endris asked what taken under advisement means. John Schellenberger stated there are many factors involved and they have to evaluate the impact. Recorder Endris stated that the request is only for the employees that were employed the entire time of COVID, did not receive any other bonus or compensation with the ARP monies and only received the minimum raise. HR Director Michelle Portwood stated the request is for the current full time employees that were employed March 2020. Prosecutor Lane stated the request is not for elected officials. Shawn Carruthers stated they will discuss it and will reply through an email or some kind of communication.

Public

County Council President, Dale Bagshaw, asked for the County Council meetings be added to the Sheriff Protection detail.

Councilperson, Connie Moon, stated that Lois Endris and Chris Lane did an awesome job representing the employees. She commended the EMS, Fire and law enforcement on how they responded to the occurrence on Monday.

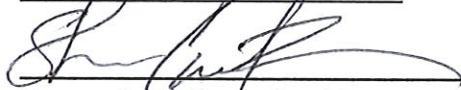
Dale Mann, Georgetown, stated all employees be treated equal. Mr. Mann questioned the ambulances that the hospital just purchased. John Schellenberger stated their ambulances are for internal transfers.


Camille Lipps, Prosecutor's office, asked for clarification between a tabled item and to take it under advisement. Shawn Carruthers stated that taken under advisement means they will talk about it and explore all the options, see the ramifications to make an informed decision.

Steve Meyer, RDA, invited everyone to the next meeting on April 29. They hope to have a grant agreement for the 50 million dollars.

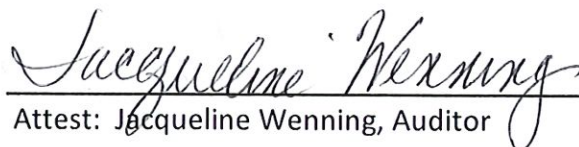
**Motion to adjourn. Moved by John Schellenberger. Seconded by Tim Kamer. Motion passed unanimously.**

BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Shawn Carruthers, President

  
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John Schellenberger, Vice President

  
\_\_\_\_\_  
Tim Kamer, Commissioner

  
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Attest: Jacqueline Wenning, Auditor